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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/437,971	11/10/1999	CHENGIUN JULIAN CHEN	YO999-426	8698
7590 04/12/2004		04	EXAMINER EDOUARD, PATRICK NESTOR	
WILLIAM E LEWIS		•		
RYAN & MAS 90 FOREST AV		•	ART UNIT	PAPER NUMBER
LOCUST VALLEY, NY 11560		2654	R	
			DATE MAILED: 04/12/2004	,

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Examiner Patrick N. Edouard 2854		Application No. Applicant(s)					
Examiner Patrick N. Edouard 2654	Advisory Action	09/437,971	CHEN ET AL.				
THE REPLY FILED 02 April 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to a void abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either. (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY [check either a) or b)] a) The period for reply expires 2 months from the mailing date of the final rejection. b) The period for reply expires 2 months from the mailing date of the final rejection. Only OHIC FIRE THE PROPERTY (1) the mailing date of the final rejection. Only OHIC FIRE THE PROPERTY (1) the mailing date of the final rejection, only of the may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension for the time may be obtained under 37 CFR 1.136(a). The date on which the petition under 37 CFR 1.136(a) and the appropriate extension fee under 37 CFR 1.136(a) and the appropriate extension fee the based seen for the spring obtained the final rejection, only in the final file of the surface of the softened subtroly period for reply originally set in the final office advanced in the final file of the under 37 CFR 1.136(a). The date study of the date set final three months after the mailing date of the final rejection, even if timely filed, may reduce any sement gatest time adjustment. See 37 CFR 1.136(a). The date study of experiments are the subtrol of the period oster of the shortened study of propognation and the final rejection, even if timely filed, may reduce any sement gatest time adjustment. See 37 CFR 1.136(a). 1 A Notice of Appeal was filed on	, autoria de la composição de la composi	Examiner	Art Unit				
THE REPLY FILED 02 April 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either (1) a timely filed enemotiment within places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b) The period for reply expires 2 months from the mailing date of the final rejection. The period for reply expires 2 months from the mailing date of the final rejection. See the period for reply expires 2 months from the mailing date of this final rejection. The final rejection of the period for reply expires 2 months from the mailing date of this final rejection. See MPEP (1) or 100 Months of the final rejection of the period for reply expires 2 months from the mailing date of the final rejection. See MPEP (1) or 100 Months of the final rejection of the period for reply expires 2 months from the final rejection. See MPEP (1) or 100 Months of the final rejection of the		Patrick N. Edouard	2654				
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a) The period for reply expires 3 months from the mailing date of the final rejection. b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with restatutory period for reply expire that six MONTH's form the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP Extension from may be obtained under 37 CFR 1.13(a). The date on which the petition under 37 CFR 1.13(a) and the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.13(a) is calculated from (1) the expiration date of the shorteed statutory period for reply originarily set in the final and the appropriate extension fee under several patent term adjustment. See 37 CFR 1.704(b). 1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: 3. Applicant's reply has overcome the following rejection(s): 4. Newly proposed or amended claims without canceling a corresponding number of finally rejected but does NOT place the application in condition for allowance because: 5. The a) affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) a)	Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued						
b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, will be statulory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 708.07(f). Extensions of time may be obtained under 37 CFR 1.136(a). The date or which the petition under 37 CFR 1.136(a) and the appropriate extension fee have been filted is the date for purposes of determining the period of exension and the corresponding amount of the feet. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action; or (2) as set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. ② ★ The proposed amendment(s) will not be entered because: (a) ★ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ★ they raise the issue of new matter (see Note below); (c) ★ they raise the issue of new matter (see Note below); (d) ★ they resent additional claims without canceling a corresponding number of finally rejected claims. NOTE:	PERIOD FOR RE	PLY [check either a) or b)]					
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